IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.3057 OF 2006

Dr.Umesh Kariya Shetty .. Petitioner

V/s.

The State of Maharashtra & Ors. .. Respondents

WITH

WRIT PETITION NO.3058 OF 2006

Mayank Chaudhari .. Petitioner.

V/s.

The State of Maharashtra & Ors. .. Respondents.

Shri.Akhilesh Dubey for the petitioner.

Shri.Milind More, A.G.P. for the respondent-State.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 22ND JANUARY, 2007.

P.C.:

1. None dispute the fact that the action and order under challenge is of sealing an immovable property in

exercise of the powers conferred upon the first respondent u/s.102 of Cr.P.C.

2. Such an action and order is amenable to the jurisdiction of this Court either u/s.482 of Cr.P.C. or under Article 226 and 227 of the Constitution of India, in its criminal appellate jurisdiction as per rules. In such circumstances, office to transmit these petitions to the criminal department on the appellate side and the petitioner then to take steps in accordance with rules.

(S.C.Dharmadhikari, J.)